HON'BLE SHRI G.S.SINGHVI, THE CHIEF JUSTICE
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 22401 OF 2006

Between:

Gopala Krishna Kalanidhi

..... Petitioner

AND

State of A.P.
rep. by its Chief Secretary to Government,
Hyderabad & others.

.....Respondents

:: O R D E R ::

Counsel for the petitioner : Shri Gopala Krishna Kalanidhi, Petitioner in person.

Counsel for respondent Nos. 1 to 4 : Government Pleader for Medical, Health and Family Welfare

Counsel for respondent No.5 : Government Pleader for Home

Dated: 17.01.2007

Per G.S.SINGHVI, CJ

The petitioner, who is a practising advocate, has moved this Court in public interest for issue of a mandamus to respondent Nos.1 and 2 to ensure that proper security is provided to all government hospitals and the doctors so that they may not resort to strike on account of attacks by the attenders of the patients coming to the hospitals.

In the counter affidavit filed by Shri J. Manjunatha Rao, Deputy Secretary to Government, Medical and Health Department, the deponent has admitted that on 27.1.2006, junior doctors working at Niloufer Hospital, Hyderabad suspended the duties and staged dharnas in front of the hospital to protest against the attacks made by the relatives of a boy, who died. According to Sri Manjunatha Rao, the hospital is already having private security maintained by Pioneer Security Services comprising of 3 Security Officers, 12 Security Guards and 3 Women Security Guards, and Resident Medical Officer is monitoring the security services round the clock. Sri Manjunatha Rao has then averred that at King George Hospital, Visakhapatnam, security has been deployed comprising of one in the cadre of Sub-Inspector and another in the cadre of Constable. According to him, the Home Department has issued instructions to the Director General of Police to take necessary action for providing security at all government hospitals and the proposal is under consideration to increase the facilities at Niloufer Hospital, Hyderabad. Along with his affidavit, Sri Manjunatha Rao has placed on record copies of order dated

15.6.2006 issued by Superintendent, Niloufer Hospital, Hyderabad for engaging M/s.Pioneer Security Services, Hyderabad to provide security services at the hospital round the clock for 365 days under shift system, letter dated 29.6.2006 written by Superintendent, Niloufer Hospital to the Commissioner of Police, Hyderabad to provide police outpost in the hospital campus and memo dated 27.11.2006 sent by the Additional Secretary to Government, Home Department to the Director General of Police to take necessary action to provide security to all government hospitals and furnish action taken report to the Medical and Health Department.

In a separate affidavit filed by Shri R. Jeji Babu, Assistant Secretary to Government, Home Department, reference has been made to Memo No.33626/Leg.I/A2/2006 dated 27.11.2006, whereby the Director General of Police was directed to take necessary action to provide security to all government hospitals, and it has been averred that in compliance of the direction given by the Court, the Director General of Police has instructed all the Superintendents of Police and Commissioners of Police to collect advance intelligence information regarding organization of dharnas in front of hospitals and anticipated unrest and to give protection to the staff and prevent any damage to private and public properties. Along with his affidavit, Shri R. Jeji Babu has placed on record copies of the instructions issued by the Director General of Police vide Rc.No.744/U3/2006 dated 13.12.2006 in the matter of providing security to all government hospitals.

At the hearing, learned Government Pleaders for Medical, Health and Home stated that security has been provided in all district hospitals, community health centers and teaching hospitals by adopting the mechanism of outsourcing and in the remaining

hospitals, adequate security arrangements will be made within a period of six weeks from today by establishing police outposts.

After going through the affidavits filed by the officers of Medical and Health and Home Departments, documents produced and the statements made by the learned Government Pleaders, we are satisfied that the official respondents have taken adequate measures for providing security to all government hospitals and no order is required to be passed by the Court in respect of the prayer made by the petitioner.

With the above observation, the writ petition is disposed of as infructuous.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No.28453 of 2006 filed by the petitioner for interim relief is also disposed of as infructuous.

G.S.SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

17.01.2007

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